THE HON'BLE MS.JUSTICE G.ROHINI

WRIT PETITION NO.18013 OF 2001

Between:

The Mulkanoor Co-operative Rural Bank & Marketing Society Limited, represented by its General Manager, Laxma Reddy, Mulkanoor, Karimnagar District.

……..Petitioner

Vs.

The Chief Land Commissioner of Land Administration, Government of A.P., Nampally, Hyderabad and three others.

…….Respondents.

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WRIT PETITION NO.18013 OF 2001

O R D E R:

The petitioner herein, which is a Society registered under the Andhra Pradesh Co-operative Societies Act, 1964 (for short 'the Act') has purchased Ac 1.30 cents of land situated in Kothakonda Village in execution proceedings under Sections 71 & 72 of the Act. Pursuant thereto, the sale certificate was also issued by the Joint Registrar-cum-District-Co-operative Officer, Karimnagar. However, the respondents failed to transfer the title in its favour in spite of several requests made. It is stated that though the District Cooperative Officer, Karimnagar also addressed a letter dated 19.4.2001 to the District Collector, clarifying the controversy with regard to sale of assigned lands, the respondents failed to take any action.

Hence, this writ petition seeking a declaration that the in-action on the part of the respondents in transferring the title over the land in the name of the petitioner pursuant to the sale certificate, dated 18.05.2000 as arbitrary and illegal.

Though Rule Nisi was ordered by this Court on 03.09.2001, no counter affidavit is filed by any of the respondents.

Having regard to the facts and circumstances of the case, without expressing any opinion on merits, the writ petition is disposed of with a direction to the second respondent to consider the request of the

petitioner for transferring the title in respect of the land in question basing on the sale certificate, dated 18.05.2000 and pass appropriate orders in accordance with law, as expeditiously as possible, preferably within a period of six weeks from the date of receipt of this order. No order as to costs.

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G.ROHINI J.,

Dt.10.10.2007
tjs